

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**NAGPUR BENCH : NAGPUR.**

**Criminal Application (ABA) No.519 of 2018**  
**(Bhimrao Shyamrao Bobade .vs. State of Maharashtra through PSO PS**  
**Malegaon, Dist. Washim )**

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Office Notes, Office Memoranda of Coram,  
appearances, Court's orders or directions  
and Registrar's orders

Court's or Judge's orders.

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Mr. R.S. Kurekar, Advocate for Applicant.  
Mr. V.A. Thakre, APP for Non-applicant.

**CORAM : NITIN W. SAMBRE, J.**  
**DATED : AUGUST 20, 2018.**

The applicant is seeking pre-arrest bail in Crime No. 152 of 2018 registered with the non-applicant for offences punishable under Sections 326, 324, 504, 506 read with 34 of the Indian Penal Code.

Having heard the respective counsel appearing for the parties, what is noticed from the record is the role attributed to the present applicant is that of use of stick in the commission of crime in question.

One of the co-accused Devidas was holding axe. The injury certificate speaks of the case of grievous injury as by hard and sharp object.

Apart from above, there appears to be previous enmity between the complainant and the accused persons based on dispute in relation to the agricultural property. As such false implication cannot be ruled out. In view thereof, the application deserves to be allowed.

(i) In the event of the arrest of the applicant in

Crime No. 152 of 2018 registered with the non-applicant for offences punishable under Sections 326, 324, 504, 506 read with 34 of the Indian Penal Code, the applicant be released on furnishing personal bond of Rs.15,000/- with one or two solvent sureties in the like amount.

(ii) The applicant shall attend the investigating officer on 28<sup>th</sup>, 29<sup>th</sup> and 30<sup>th</sup> of August, 2018 and thereafter as and when directed by the investigating officer.

(iii) The applicant shall not tamper with the prosecution evidence nor shall attempt to influence the prosecution witnesses in any manner.

(iv) The applicant shall not indulge in similar type of offence in future, else the prosecution will be at liberty to move for cancellation of the bail.

**JUDGE**

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